

Bard's Corrected and Revised Objections and Counter-Designations to AngioDynamics' 9/13/2022 Affirmative Designations					
Name of Deponent	Date of Testimony	AngioDynamics' Affirmative Designations	Bard's Objections to Affirmative Designations	Bard's Counter-Designations	Court's Ruling
Schott, Jonathan	November 19, 2019	5:14 -5:16			
Schott, Jonathan	November 19, 2019	9:4 -9:16			
Schott, Jonathan	November 19, 2019	10:9 -11:9			
Schott, Jonathan	November 19, 2019	12:4 -12:7			
Schott, Jonathan	November 19, 2019	29:3 -29:24			
Schott, Jonathan	November 19, 2019	30:1 -30:1			
Schott, Jonathan	November 19, 2019	30:16 -31:5			
Schott, Jonathan	November 19, 2019	31:11 -31:16			
Schott, Jonathan	November 19, 2019	32:20 -33:18			
Schott, Jonathan	November 19, 2019	33:4 -33:15	Bard Obj. to Angio Affirm. 33:4-15 801/802 (hearsay), subject to Court's MIL Ruling		Overruled
Schott, Jonathan	November 19, 2019	49:13 -49:15			
Schott, Jonathan	November 19, 2019	53:4 -53:9		53:10-17, 53:19-24	
Schott, Jonathan	November 19, 2019	68:15 -68:23	Bard Obj. to Angio Affirm. 68:15-23, 801/802 (Hearsay), subject to Court's MIL Ruling P-58: 801/802 - Hearsay (page 2, email from Sears)		Overruled
Schott, Jonathan	November 19, 2019	72:12 -73:6	Bard Obj. to Angio Affirm. 72:12-73:6, Incomplete designation		Sustained, subject to cure
Schott, Jonathan	November 19, 2019	73:20 -74:16	Bard Obj. to Angio Affirm. 73:20-74:16, Incomplete designation, 602 (speculation, assumes facts not in evidence), 611 (lacks foundation)		Sustained as to 74:3-16
Schott, Jonathan	November 19, 2019	74:17 -75:4	Designation includes attorney speaking objection (74:5, 11)		
Schott, Jonathan	November 19, 2019	75:5 -77:5	Designation includes attorney speaking objection (75:13, 76:8, 77:2)		
Schott, Jonathan	November 19, 2019	81:1 -81:24	Incomplete designation (missing question at 80:21-22, missing answer at 82:3)	81:23-81:24, 82:3-82:16	Sustained subject to cure

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Schott, Jonathan	November 19, 2019	82:24 -84:8	Designation includes attorney speaking objection (83:6-7)		
Schott, Jonathan	November 19, 2019	84:23 -85:16	Incomplete designation (missing question at 84:16-20)		Sustained subject to cure
Schott, Jonathan	November 19, 2019	109:20 -111:16	Bard Obj. to Angio Affirm. 109:20-111:16 801/802 (hearsay), subject to Court's MIL Ruling, incomplete designation (fails to designate introduction of document at 108:13-22, 109:1-14), designation includes attorney speaking objection (111:6-8) P-187: Hearsay (recounting conversation with Maria Kertesz and other clinicians at Cleveland Clinic)		Sustained on all grounds
Schott, Jonathan	November 19, 2019	111:20 -111:24	Bard Obj. to Angio Affirm. 111:20-24, 602 (speculation, assumes facts not in evidence), 611 (lacks foundation, leading question)		Overruled
Schott, Jonathan	November 19, 2019	112:18 -112:20	Bard Obj. to Angio Affirm. 112:18-20 801/802 (hearsay), subject to Court's MIL Ruling		Sustained (hearsay)
Schott, Jonathan	November 19, 2019	115:2 -115:20	Bard Obj. to Angio Affirm. 115:2-20, 602 (speculation), designation includes attorney speaking objection (115:6-7, 115:14-15)		Sustained as to attorney objections
Schott, Jonathan	November 19, 2019	136:14 -136:20	Bard Obj. to Angio Affirm. 136:14-20, 401/402 (Relevance), 801/802 (Hearsay), subject to Court's MIL Ruling P-31: 401/402 - Relevance; 801/802 - Hearsay (e.g., page 2, "She specifically told us her 'go live'..."; page 2, "Maria told us she's full steam ahead...")		Overruled

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Schott, Jonathan	November 19, 2019	136:16 -136:16	Incomplete designation (missing answer at 136:17)		Encompassed in row above
Schott, Jonathan	November 19, 2019	137:15 -137:18			
Schott, Jonathan	November 19, 2019	137:22 -139:2	Bard Obj. to Angio Affirm. 137:22-139:2 801/802 (Hearsay), subject to Court's MIL Ruling		Overruled
Schott, Jonathan	November 19, 2019	139:5 -139:9			
Schott, Jonathan	November 19, 2019	139:5 -139:19			
Schott, Jonathan	November 19, 2019	139:10 -139:14			
Schott, Jonathan	November 19, 2019	141:13 -141:22	Bard Obj. to Angio Affirm. 141:13-22, 602 (speculation), 611 (lacks foundation)		Overruled
Schott, Jonathan	November 19, 2019	152:12 -152:17	Bard Obj. to Angio Affirm. 152:12-17, 801/802 (Hearsay), subject to Court's MIL Ruling P-362: 401/402 - Relevance; 801/802 - Hearsay (e.g., Page 2 ("We met with Tammy Sedlacek first week of May. She said Aug 1 is "go live" . . ."))		Sustained

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Schott, Jonathan	November 19, 2019	160:16 -160:21	Bard Obj. to Angio Affirm. 160:16-21, 801/802 (Hearsay), subject to Court's MIL Ruling P-363: 801/802 - Hearsay (e.g., Page 11 ("It's apparent you've developed that with Maria Kertesz (PICC Team Manager) at Main Campus. The reason I know this is she verbalized to me her high level of satisfaction with the job you've done since becoming her rep. She believes and trusts you'll always do what's right for her and her team. When I asked her what's most important to her, she mentioned reliability."))		Overruled
Schott, Jonathan	November 19, 2019	160:16 -160:16	Incomplete designation (missing remaining question and answer from 160:17-21, repetitive of above designation) Objection to P-363		Sustained subject to cure for being incomplete
Schott, Jonathan	November 19, 2019	160:22 -160:24	Objection to P-363		Overruled
Schott, Jonathan	November 19, 2019	161:1 -161:9	Objection to P-363		Overruled
Schott, Jonathan	November 19, 2019	161:19 -162:4	Incomplete designation (missing answer at 162:5)		Sustained subject to cure
Schott, Jonathan	November 19, 2019	162:15 -163:2	Objection to P-363		Overruled (this designation does not quote or discuss any hearsay)
Schott, Jonathan	November 19, 2019	165:7 -165:13	Designation includes attorney speaking objection (165:10-11)		
Schott, Jonathan	November 19, 2019	165:14 -166:7			


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Schott, Jonathan	November 19, 2019	166:8 -166:12	Incomplete designation (missing answer at 166:13) Objection to P-363		Overruled (complete with next row)
Schott, Jonathan	November 19, 2019	166:18 -166:18	Incomplete designation (missing question at 166:17) Objection to P-363		Overruled
Schott, Jonathan	November 19, 2019	166:24 -169:17	Incomplete designation (missing question at 166:19-20, missing answer at 169:18) Objection to P-363		Sustained subject to cure as to missing question
Schott, Jonathan	November 19, 2019	169:11 -169:17	Objection to P-363		Overruled
Schott, Jonathan	November 19, 2019	171:16 -171:20			
Schott, Jonathan	November 19, 2019	182:8 -187:19	Bard Obj. to Angio Affirm. 182:8-187:19, 602 (speculation), 611 (lacks foundation), incomplete designation (missing document introduction at 181:9-23), designation includes attorney speaking objection (187:9)	187:20-187:24, 188:2-188:3	Sustained as to incompleteness subject to cure
Schott, Jonathan	November 19, 2019	188:8 -188:23			
Schott, Jonathan	November 19, 2019	194:15 -195:7	Bard Obj. to Angio Affirm. 194:15-22, 611 (lacks foundation), incomplete designation (missing document introduction at 191:4-17) P-347: Foundation		Sustained as to incompleteness subject to cure
Schott, Jonathan	November 19, 2019	194:23 -195:13	P-347: Foundation		Overruled
Schott, Jonathan	November 19, 2019	196:7 -196:15	P-347: Foundation		Overruled
Schott, Jonathan	November 19, 2019	197:6 -197:9	P-347: Foundation		Overruled

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Schott, Jonathan	November 19, 2019	197:15 -198:20	Bard Obj. to Angio Affirm. 197:15-198:20 801/802 (hearsay), subject to Court's MIL Ruling P-347: Foundation		Sustained as to 198:3-12 (hearsay)
Schott, Jonathan	November 19, 2019	199:7 -200:9	Bard Obj. to Angio Affirm. 199:7-200:9, 602 (speculation) P-347: Foundation		Sustained as to 199:11-17
Schott, Jonathan	November 19, 2019	205:14 -205:22		205:23-206:2	
Schott, Jonathan	November 19, 2019	208:2 -208:6	Bard Obj. to Angio Affirm. 208:2-6, 801/802 (Hearsay), subject to Court's MIL Ruling P-74: 801/802 - Hearsay (e.g., page one: "Maria said they used . . .")		Overruled
Schott, Jonathan	November 19, 2019	220:19 -221:9	Bard Obj. to Angio Affirm. 220:19-221:9, 401/402 (Relevance), 403 (More Prejudicial than Probative), 801/802 (Hearsay), subject to Court's MIL Ruling P-185: Hearsay (recounting conversation with hospital rep, e.g. "Renee was told that . . . "; "we are told that . . ."; "I was told by another member of the team that . . ."); 403/prejudicial ("sounds like inmates are running the asylum" is not relevant to any issue in the case)		Overruled
Schott, Jonathan	November 19, 2019	220:19 -220:19	Objection to P-185		Encompassed in row above
Schott, Jonathan	November 19, 2019	221:5 -221:9	Objection to P-185		Encompassed in row above

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Schott, Jonathan	November 19, 2019	221:17 -222:16	Designation includes attorney speaking objection (222:8-9)		
Schott, Jonathan	November 19, 2019	222:17 -222:24	Designation includes attorney speaking objection (222:8-9) Objection to P-185		Sustained as to attorney objection, 222:8-222:9
Schott, Jonathan	November 19, 2019	223:1 -223:9	Objection to P-185		Overruled
Schott, Jonathan	November 19, 2019	223:12 -223:18	Objection to P-185		Overruled
Schott, Jonathan	November 19, 2019	223:19 -224:1	Bard Obj. to Angio Affirm. 223:19-224:1 403 (More Prejudicial than Probative), 801/802 (Hearsay), subject to Court's MIL Ruling Objection to P-185		Sustained as to 223:23-24
Schott, Jonathan	November 19, 2019	224:2 -225:18	Designation includes attorney speaking objection (224:7-8) Objection to P-185		Sustained as to attorney objection, 224:7-224:8
Schott, Jonathan	November 19, 2019	226:14 -227:3	Objection to P-185		Overruled
Schott, Jonathan	November 19, 2019	227:4 -227:24	Objection to P-185		Overruled
Schott, Jonathan	November 19, 2019	229:11 -229:23	Bard Obj. to Angio Affirm. 229:11-23 611 (vague) Objection to P-185		Overruled
Schott, Jonathan	November 19, 2019	229:24 -230:15	Bard Obj. to Angio Affirm. 229:24-230:15, 602 (speculation, improper hypothetical), 611 (lacks foundation, vague) Designation includes attorney speaking objection (230:5) Objection to P-185		Sustained as to attorney objection

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Schott, Jonathan	November 19, 2019	230:18 -232:5	Designation includes attorney speaking objection (231:4) Objection to P-185		Sustained as to attorney objection
Schott, Jonathan	November 19, 2019	231:21 -233:24	Objection to P-185		Addressed above/below
Schott, Jonathan	November 19, 2019	232:6 -235:9	Bard Obj. to Angio Affirm. 232:6-235:9 403 (More Prejudicial than Probative), 611 (lacks foundation), 801/802 (Hearsay), subject to Court's MIL Ruling Objection to P-185		Sustained (hearsay)
Schott, Jonathan	November 19, 2019	234:1 -234:4	Bard Obj. to Angio Affirm. 234:1 -234:4 403 (More Prejudicial than Probative), 611 (lacks foundation) Objection to P-185		Encompassed in row above

September 22, 2022


Brenda K. Sannes
Chief U.S. District Judge